

# United States Patent Application COMBINED DECLARATION AND POWER OF ATTORNEY

## ▼INSTRUCTIONS

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verify believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**IMPROVEMENT APPLIED TO A PORTABLE BUILT-IN BARBECUE**

*(Aperfeiçoamento aplicado em churrasqueira portátil)*

Insert TITLE of invention

Check a or b

If "b" checked, complete

If PCT application, insert  
I.P.T. application number and  
filing date

The specification of which

a.  is attached hereto  
b.  was filed on \_\_\_\_\_ as application serial no. \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable)  
(in the case of a PCT-filed application) described and claimed in international no. \_\_\_\_\_ filed \_\_\_\_\_ and as amended on \_\_\_\_\_ (if any), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

Prior applications  
Check a or b

a.  no such applications have been filed.  
b.  such applications have been filed as follows:

If "b" checked, complete

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

### ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

For Continuation-In-Part  
If PCT applications, complete

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I acknowledge the duty to disclose information that is material to the patentability of this application in accordance with Title 37, Code of Federal Regulation 1.56 (reprinted below):

**§ 1.56 Duty to disclose information material to patentability.**

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of a claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application;

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national PCT international filing date of the continuation-in-part application.

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

All, M. Jeffer	Reg. No. 46,359	Kowalchyk, Alan W.	Reg. No. 31,535
Altora, Allan G.	Reg. No. 40,274	Kowalchyk, Katherine M.	Reg. No. 36,848
Anderson, Gregg J.	Reg. No. 28,828	Lamberty, Michael	Reg. No. 50,760
Betzli, Brian H.	Reg. No. 32,960	Larson, James A.	Reg. No. 40,443
Beard, John L.	Reg. No. 27,612	Leach III, Thomas J.	Reg. No. P-53,188
Berres, John M.	Reg. No. 43,496	Leonard, Christopher J.	Reg. No. 41,940
Blackburn, Marcell W.	Reg. No. 50,881	Lewis, George C.	Reg. No. P-53,214
Boroloski, Rebecca	Reg. No. 51,488	Liepa, Mara E.	Reg. No. 40,066
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Brown, Jeffrey C.	Reg. No. 41,643	McIntyre, Jr., William F.	Reg. No. 44,921
Bruess, Steven C.	Reg. No. 34,130	Mueller, Douglas P.	Reg. No. 30,300
Byrne, Linda M.	Reg. No. 32,404	Nelson, Anna M.	Reg. No. 48,935
Campbell, Keith	Reg. No. 46,597	Parsons, Nancy J.	Reg. No. 40,364
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Daignault, Ronald A.	Reg. No. 25,968	Phillips, John B.	Reg. No. 37,206
Daley, Dennis R.	Reg. No. 34,994	Pino, Mark J.	Reg. No. 43,858
Dawson, Julie R.	Reg. No. 36,414	Quale, Terry	Reg. No. 25,148
DeVries Smith, Katherine M.	Reg. No. 42,157	Randall, Joshua N.	Reg. No. 50,719
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Doscoth, Matthew A.	Reg. No. 48,957	Reiland, Earl D.	Reg. No. 25,767
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Epp Ryan, Sandra	Reg. No. 39,667	Schuman, Mark D.	Reg. No. 31,197
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Golla, Charles E.	Reg. No. 26,896	Stoll-DeBell, Kirstin L.	Reg. No. 43,164
Gorman, Alan G.	Reg. No. 38,472	Sullivan, Timothy	Reg. No. 47,981
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Hanre, Curtis B.	Reg. No. 29,165	Trembach, Jon R.	Reg. No. 38,344
Hennings, Mark	Reg. No. 48,982	Tunheim, Marcia A	Reg. No. 42,189
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Hillson, Randall A.	Reg. No. 31,838	Vidovich, Kristin K.	Reg. No. 41,448
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Hornby, III, Alton	Reg. No. 47,299	Weber, Paul A.	Reg. No. 20,890
Jacobson, Charlie A.	Reg. No. P-53,061	Whitaker, John E.	Reg. No. 42,222
Johns, Nicholas P.	Reg. No. 48,995	Wiegand, Jamie	Reg. No. 52,361
Johansson, Scott W.	Reg. No. 39,721	Wier, David D.	Reg. No. 48,229
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Keye, Jeremie J.	Reg. No. 42,724	Wong, Bryan	Reg. No. 50,836
Knead, Homer L.	Reg. No. 21,197	Xia, Tim Tingkang	Reg. No. 45,242
Korver, Joshua W.	Reg. No. 51,894	Zeuli, Anthony R.	Reg. No. 45,255

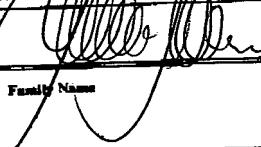
I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/enters this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

P.O. Box 2903; Minneapolis, MN 55402-0903 (Telephone No. (612) 332-5300)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Enter FULL name(s)  
AND address(es) of  
actual inventor(s)

		Full Name Of Inventor	Family Name	First Given Name	Second Given Name
2		Scheer Vlapiana		Daniel	
0	Residence & Citizenship	City	State or Foreign Country		Country of Citizenship
1	Mailing Address	Address	Brazil		Brazil
		Rua Lira Covolao No. 1167	Caxias do Sul		State & Zip Code/Country CEP 95034230, RS, Brazil
Signature of Inventor 201: 				Date: 20/05/03	
		Full Name Of Inventor	Family Name	First Given Name	Second Given Name
2					
0	Residence & Citizenship	City	State or Foreign Country		Country of Citizenship
2	Mailing Address	Address	City		State & Zip Code/Country
Signature of Inventor 202:				Date:	
		Full Name Of Inventor	Family Name	First Given Name	Second Given Name
2					
0	Residence & Citizenship	City	State or Foreign Country		Country of Citizenship
3	Mailing Address	Address	City		State & Zip Code/Country
Signature of Inventor 203:				Date:	
		Full Name Of Inventor	Family Name	First Given Name	Second Given Name
2					
0	Residence & Citizenship	City	State or Foreign Country		Country of Citizenship
4	Mailing Address	Address	City		State & Zip Code/Country
Signature of Inventor 204:				Date:	
		Full Name Of Inventor	Family Name	First Given Name	Second Given Name
2					
0	Residence & Citizenship	City	State or Foreign Country		Country of Citizenship
5	Mailing Address	Address	City		State & Zip Code/Country
Signature of Inventor 205:				Date:	

For Additional Inventors:

Check box and attach sheet with same information, including date and signature.